IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 274 of 2006 (M/B)

1. Ashok Kumar Tyagi S/o Sri Beg Raj Tyagi,
2. Smt. Vijay Laxmi @ Brijesh Tyagi
   W/o Dr. Ashok Kumar Tyagi.
   Both R/o Deoband (Near Manglaru Bus Stand),
   Police Station Deoband Kotwarli,
   District Saharanpur (U.P.)
3. Km. Sarika @ Shalu,
   D/o Dr. Ashok Kumar Tyagi,
   R/o Deoband (Near Manglaur Bus Stand),
   Police Station Deoband Kotwali,
   District Saharanpur (U.P.)
   At present R/o C/o Dharam Datt Tyagi,
   (Retd. Railway Master), Adarsh Colony,
   Muzaffarnagar (U.P.). ……. Petitioners

Versus

1. State of Uttaranchal,
   through Senior Superintendent of Police,
   District Haridwar.
2. Station Officer,
   P.S. Bhagwanpur, District Haridwar.
3. Anuj Kumar S/o Daya Ram Tyagi,
   R/o Village Nanheda Anantpur,
   P.S. Bhagwanpur,
   District Haridwar. ……. Respondents

None for the petitioners.
Mr. H.C. Pande, Addl. Government Advocate for respondents Nos. 1 & 2.
Mr. Rajendra Singh, Advocate for respondent No.3.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Petitioners' counsel absent.

Mr. H.C. Pande, Addl. Government Advocate for respondents Nos. 1 & 2.

Mr. Rajendra Singh, Advocate for respondent No.3.

2. Mr. H.C. Pandey, the learned Addl. Government Advocate submits that the writ petition filed by petitioners Ashok Kumar Tyagi, Smt. Vijay Laxmi @ Brijesh Tyagi and Km. Sarika @ Shalu seeking quashing of the First Information Report and the case registered against them, now, has become infructuous, as the Police, after the completion of the investigation, has filed charge sheet against the petitioners before the concerning Magistrate.

3. In this view of the matter, the writ petition is dismissed as infructuous.

4. Consequently, the interim order dated 10.03.2006 stands vacated automatically.

(Prafulla C. Pant, J.) 03.07.2006

(Rajeev Gupta, C.J.) 03.07.2006

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